

MINTZ LEVIN  
COHN FERRIS  
GLOVSKY AND  
POPEO PC

Washington  
Boston  
New York  
Reston  
New Haven

701 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202 434 7300  
202 434 7400 fax  
[www.mintz.com](http://www.mintz.com)

**Howard J. Symons**

Direct dial 202 434 7305  
[hjsymons@mintz.com](mailto:hjsymons@mintz.com)

September 6, 2002

Marlene H. Dortch, Secretary  
Federal Communications Commission  
455 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

**Re: Ex Parte Presentation**

**CS Docket No. 98-120**  
**Digital Must Carry**

---

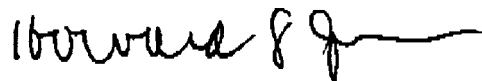
Dear Ms. Dortch:

On September 5, 2002, Josh Sapan, President and CEO of Rainbow Media Holdings, Inc., Lee Schroeder, Vice President - Government and Regulatory Strategy of Cablevision Systems Corp., and the undersigned met with Commissioner Kathleen Abernathy and Bryan Tramont, her senior legal advisor, and Commissioner Kevin Martin and Catherine Bohigian, his legal advisor, in connection with this proceeding. In the meetings, we explained that guaranteeing broadcasters multicast carriage would give them an unfair advantage over other programmers competing for carriage. We also urged support for the Commission's tentative conclusion that the statutory language granting "must carry" to the broadcasters' "primary video" requires only the carriage of a single video signal.

Pursuant to section 1.1206(b)(2) of the Commission's rules, a copy of this notice has been filed electronically with the Secretary's office. Copies of this notice have also been transmitted electronically to the Commission participants in the meetings.

Please do not hesitate to contact the undersigned should you have any questions.

Sincerely,



Howard J. Symons

cc: Hon. Kathleen Abernathy  
Hon. Kevin Martin  
Bryan Tramont  
Catherine Bohigian